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In re Application of YOSHIOKA et al :
U.S. Application No.: 09/937,628 :
Int. Application No.: PCT/JP00/00426 : COMMUNICATION
Int. Filing Date: 27 January 2000 :
Attorney Docket No.: 21900/0039 :
For: EMERGENCY COMMUNICATION SYSTEM :

This application is before the PCT Legal Office for consideration of issues arising under 35 U.S.C. 371.

BACKGROUND

On 27 January 2000, applicant filed international application PCT/JP00/00426. A copy of the international application was communicated to the USPTO from the International Bureau on 02 August 2001. The twenty-month period for paying the basic national fee in the United States expired at midnight on 27 September 2001.

On 27 September 2001, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, a Transmittal Letter and the basic national fee required by 35 U.S.C. 371(c)(1).

On 26 October 2001, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 20 November 2001, applicant filed an executed declaration.

DISCUSSION

The declaration filed 20 November 2001 identifies international application PCT/JP00/00427 as the specification to which it is directed, while the Transmittal Letter identifies international application PCT/JP00/00426.

CONCLUSION

Applicant is required to file a response to this communication resolving the above-described inconsistency. A proper response would be a petition under 37 CFR 1.182 along with the petition fee set forth in 37 CFR 1.17(h). A proper response must be filed within TWO (2) MONTHS from the mail date of this communication. Extensions of time are available pursuant to 37 CFR 1.136.

Please direct further correspondence with respect to this matter to the Commissioner for Patents, Box PCT, Washington, D.C. 20231, and address the contents of the letter to the attention of the PCT Legal Office.



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